ANTHONY S. DILEMME President

BORDENTOWN REGIONAL SCHOOL DISTRICT

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FCC - MAILROOM

November 7, 2005

FCC Office of the Secretary 445 12th Street SW Washington, DC 20554

Re: CC Docket No. 02-6

Bordentown Regional School District

I am writing to appeal the decision of the Schools and Libraries Division of the Universal Service Administrative Company in which they have restricted our funding request commitment amounts for violating the Form 486 120-day deadline.

In my appeal to the USAC, I indicated that I had submitted a Form 486 on August 3, 2004, but due to a misunderstanding with a new staff member, it was not sent certified mail, and it appears that it was not received by the Schools and Libraries Division. I have my copy of the Form 486 and accompanying letter, with a date of August 3, 2004. The Administrator's Decision on Appeal states that I did not provide evidence that I had filed my Form 486 within the 120-day deadline but there was no evidence I could provide, other than my copy of the form and letter dated August 3, 2004 which I sent with my appeal.

We are a growing district that has been adversely impacted by recent legislation that has not enabled us to be fully funded by the State of New Jersey. The lost revenue from our E-Rate funding only exacerbates an already difficult situation. Whether the fault for the non-receipt of the letter to the USAC lies with my office, or with the Schools and Libraries Division office, the students of our district will lose important funding for their technology needs.

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A review of our past activity with the E-Rate funding will show that all of our submissions from Form 470 through the BEAR reimbursement form have always been made in a timely fashion. I fully understand the need for deadlines and compliance with regulations, but am appealing the decision that has been made in order to provide our students with the means to further their technology education goals — which is the intent of the Telecommunications Act of 1996.

Thank you for your consideration of this appeal. I can be reached at 609/298-0025, ext. 1206 if you have any questions.

Sincerely,

Peggy A. Ianoale

School Business Administrator/Board Secretary